

DECISION



18735 *Herring*
**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

FILE: B-203768

DATE: July 7, 1981

MATTER OF: Ram Enterprises, Inc.

DIGEST:

When protest is filed initially with contracting agency, subsequent protest filed with GAO more than 10 working days after initial adverse agency action is untimely.

Ram Enterprises, Inc. (Ram), protests the rejection of its offers under solicitations Nos. DLA700-80-R-2506, DLA700-81-Q-0113 and DLA700-81-Q-0195, issued by the Defense Logistics Agency, Defense Construction Supply Center (DCSC), Columbus, Ohio.

Ram protested initially to DCSC. DCSC denied the protest by letter of June 2, 1981, which was received by Ram on June 8. Ram's protest to us was received on June 23.

Section 20.2(a) of our Bid Protest Procedures, 4 C.F.R part 20 (1980), requires that when a protest is initially filed with the contracting agency, a subsequent protest to our Office must be filed within 10 working days of knowledge of the initial adverse agency action. Digital American Computers, Inc., B-202416, April 17, 1981, 81-1 CPD 299. Ram's protest was not filed within 10 working days of its receipt of DCSC's letter denying its protest and, therefore, is untimely.

Accordingly, the protest is dismissed.

Harry R. Van Cleve

Harry R. Van Cleve
Acting General Counsel

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